

POWER OF ATTORNEY and CORRESPONDENCE ADDRESS INDICATION FORM

Application Number	10/735,526
Filing Date	12/11/03
First Named Inventor	BLAND, et al.
Title	MEDICAL COMPOSITION FOR BALANCING BODILY PROCESSES
Art Unit	1614
Examiner Name	
Attorney Docket Number	062114.0077

I here	by appoint:						
	Practitioners associated with	the Customer Number:					
_	OR				_		
_	Practitioner(s) named below:						
	ractioner(3) named below.	Name			-i-44: N	lh o	
	Name			Re	gistration N	vumber	
	Simona A. Levi-Minzi, Ph.D.		43,750	43,750			
		US MINESON TO THE PARTY OF THE					
	L //our attorney(s) or agent(s) t emark Office connected there	o prosecute the application identit	ied above, and t	o transact a	all business	s in the United States Patent a	nd
		orrespondence address for the ab	ove-identified an	nlication to			
		the above-mentioned Customer N	•	p			
(OR						
\Box	The address associated with	Customer Number:					
، ا	OR						
	Firm or Individual Name	Simona A. Levi-Minzi, Ph.D.					
	Address	McDermott Will & Emery LLP					
	Address	201 S. Biscayne Boulevard, Sui	te 2200				
	City	Miami	State	FL		Zip 33131	
	Country	USA					
	Telephone	305.347.6528	Fax	305.347.	6500		
lami							
	Applicant/Inventor.						
_	Assignee of record of the entire interest. See 37 CFR 3.71.						
	Statement under 37 CFR 3.7	'3(b) is enclosed. (Form PTO/SB/	·				
	SIGNATURE of Applicant or Assignee of Record						
Name			116 7				
Signa		anskell		T =	alanhana	040 260 2272	
Date	· · · · · · · · · · · · · · · · · ·	2-3-04			elephone	949.369.3372	
	NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.						
			<u> </u>	··			
		e submitted.		bisis	4=!= a ba===	St but the public which is to file /one	d by the

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/96 (06-04)

Approved for use through 07/31/2006. OMB 0651-0031

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STATEMENT UNDER 37 CFR 3.73(b)			
Applicant/Patent Owner:	BLAND, et al.		
Application No./Patent No:	10/735,526	Filed/Issue Date: 12/11/03	
Entitled: MEDICAL COM	POSITION FOR BALANCING	BODILY PROCESSES	
METAGENICS, INC.		Corporation	
(Name of Assignee)		(Type of Assignee, e.g., corporation, partnership, university, governme	nt agency, etc.)
states that it is:			
	tire right, title, and interest; or		
2. an assignee of less that	an the entire right, title and int	erest.	
The extent (by percent	tage) of its ownership interest	is %	
in the patent application/pate	ent identified above by virtue o	of either:	
A. [] An assignment from in the United States attached.	the inventor(s) of the patent a Patent and Trademark Office a	pplication/patent identified above. The assignment was at Reel, Frame, or for which a copy there	recorded of is
OR			
B. [⊠] A chain of title from t below:	the inventor(s), of the patent a	pplication/patent identified above, to the current assigne	e as shown
1. From: JEFF	REY S. BLAND.	To: METAGENICS, INC.	
		States Patent and Trademark Office at	
	Frame 0761, or for which a co		
2. From: DEAN	NN J. LISKA	To: METAGENICS, INC.	
		States Patent and Trademark Office at	
Reel 014742,	Frame 0761, or for which a co	opy thereof is attached.	
3. From: KIM (CARLETON KRUMHAR	To: METAGENICS, INC.	
		States Patent and Trademark Office at	
Reel 014742,	Frame 0761, or for which a co	opy thereof is attached.	
[☑] Additional doc	cuments in the chain of title ar	e listed on a supplemental sheet.	
[NOTE: A separate cor		ain of title are attached. inal assignment document(s)) must be submitted to Ass ne assignment is to be recorded in the records of the US	
The undersigned (whose title	e is supplied below) is authoriz	zed to act on behalf of the assignee.	
1) 11 (- 1.00			
Signature Date			
	Susan Campbell, Esq.	949.369.3372	
	Printed or Typed Name	Telephone Numb	
	General Counsel		
	Title		

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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APR 2 5 2005 H	
STATEMENT Applicant Descrit Owner: BLAND, et al.	TUNDER 37 CFR 3.73(b)
Application No./Patent No: 10/735,526	Filed/Issue Date: 12/11/03
Entitled: MEDICAL COMPOSITION FOR BALANCING	BODILY PROCESSES
METAGENICS, INC.`, a	Corporation
(Name of Assignee)	(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

CONTINUATION OF BOX B ADDITIONAL INVENTORS

	Matthew L. Tripp document was recorded in the Un 014742, Frame 0761, or for which			
5. From:	Gary K. Darland	To:	METAGENICS, INC.	
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6. From:	Robert H. Lerman	To:	METAGENICS, INC.	
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MIA 290527-1.062114.0077

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FILING OR 371 ART UNIT FIL FEE REC'D APPL NO. ATTY.DOCKET NO DRAWINGS TOT CLMS IND CLMS (c) DATE 10/735,526 **1**2/11/2003 1614 0.00 62114-077 ∕35 **~**3

CONFIRMATION NO. 3771

FILING RECEIPT

OC000000012177562

Date Mailed: 03/24/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Cathryn Campbell

7th Floor

McDERMOTT, WILL & EMERY

4370 La Jolla Village Drive San Diego, CA 92122

> Jeffrey S. Bland, Residence Not Provided; DeAnn J. Liska, Residence Not Provided: Kim Carleton Krumhar, Residence Not Provided; Matthew Tripp, Residence Not Provided; Gary K. Darland, Residence Not Provided: Robert Lerman, Residence Not Provided; Daniel O. Lukaczer, Residence Not Provided;



Domestic Priority data as claimed by applicant

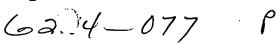
This application is a CIP of 10/352,388 01/27/2003 which is a CIP of 10/056,858 01/23/2002 which claims benefit of 60/265 908 02/02/2001 and said 10/352,388 01/27/2003 claims benefit of 60/352.016 01/25/2002 and claims benefit of 60/432,689 12/11/2002

Foreign Applications

If Required, Foreign Filing License Granted: 03/24/2004

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No





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JUNE 18, 2004

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7000922404

MCDERMOTT WILL & EMERY LLP DEBORAH L. CADENA 4370 LA JOLLA VILLAGE DRIVE SUITE 700 SAN DIEGO, CA 92122

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RECORDATION DATE: 06/17/2004

REEL/FRAME: 014742/0761 NUMBER OF PAGES: 11

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS). DOCKET NUMBER: 062114-0077

ASSIGNOR:

BLAND, JEFFREY S.

DOC DATE: 04/12/2004

ASSIGNOR:

LISKA, DEANN J.

DOC DATE: 04/12/2004

ASSIGNOR:

KRUMHAR, KIM CARLETON

DOC DATE: 04/09/2004

ASSIGNOR:

TRIPP, MATTHEW L.

DOC DATE: 04/12/2004

ASSIGNOR:

DARLAND, GARY K.

DOC DATE: 04/12/2004

ASSIGNOR:

LERMAN, ROBERT H.

DOC DATE: 05/03/2004

014742/0761 PAGE 2

ASSIGNOR:

LUKACZER, DANIEL O.

DOC DATE: 04/12/2004

ASSIGNEE:

METAGENICS, INC.

100 AVENIDA LA PATA

SAN CLEMENTE, CALIFORNIA 92673

SERIAL NUMBER: 10735526

FILING DATE: 12/11/2003

PATENT NUMBER:

ISSUE DATE:

TITLE: MEDICAL COMPOSITION FOR BALANCING BODILY PROCESSES

MARGARET LASALLE, PARALEGAL ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

D6/17/2004

700092240

FORM PTO-1595 RECORDATION FOR	
(Rev. 10/02) Docket No.: 062114-0077 PATENTS	Patent and Trademark Office
To the Honorable Commissioner for Patents and Trademarks: P	
Name of Conveying Party(ies):	2. Name and address of receiving party(ies):
Jeffrey S. Bland 4-12-04	/
DeAnn J. Liska 4-12-04	Name: METAGENICS, INC.
Kim Carleton Krumhar 4-09-04	
Matthew L. Tripp 4-12-04	Address: 100 Avenida La Pata
Gary K. Darland 4-12-04 Robert H. Lerman 5-03-04	
Daniel O. Lukaczer 4-12-04	
Additional name(s) of conveying party(ies) attached? Yes No	
3. Nature of Conveyance:	San Clemente, CA 92673
☑ Assignment ☐ Merger	
☐ Security Agreement ☐ Change of Name	1
Other	
Execution Date: see above	
ANOUGHOU DUID, JOU ADDITO	Additional name(s) & address(es) attached? Yes No
4. Application number(s) or patent number(s):	
If the document is being filed together with a new application, the	execution date of the application is:
A. Patent Application No(s).	B. Patent No(s).
10/735,526	B. I diem Hu(s).
10/753,520	i i
A 44:4:111	ched? 🗌 Yes 🗵 No
Additional numbers atta	
5. Name and address of party to whom correspondence	6. Total number of applications and patents involved:
concerning document should be mailed:	42
Name: MCDERMOTT WILL & EMERY LLP	7. Total fee (37 CFR 3.41) \$40.00
Internal Address:	☐ Enclosed
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Street Address: 4370 La Jolla Village Drive, Suite 700	8. Deposit account number: 502624
	502624
City: San Diego State: CA Zip: 92122	
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9. Statement and signature.	
To the best of my knowledge and belief, the foregoing inform	ation is true and correct and any attached copy is a true copy
of the original document.	1.10
Deborah L. Cadena, Registration No. 44,048	June 17, 2004
Name and Registration No. of Person Signing	Signature Date
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OMB No. 0651-0027 (exp. 6/30/2005)	
CRRTIFICATE OF PACSIMILE TRANSMISSION	

is being facsimile transmitted to the Patent and Trademark Office on June 17, 2004.

ASSIGNMENT

This Assignment is made by Jeffrey S. Bland of Fox Island, Washington, DeAnn J. Liska of Tacoma, Washington, Kim Carleton Krumhar of Century City, California, Matthew L. Tripp of Gig Harbor, Washington, Gary K. Darland of Gig Harbor, Washington, Robert H. Lerman of Gig Harbor, Washington, and Daniel O. Lukaczer of Gig Harbor, Washington, Assignors, to METAGENICS, INC., Assignee, having a place of business at 100 Avenida La Pata, San Clemente, CA 92673.

WHEREAS, Assignors have invented a new and useful MEDICAL COMPOSITION FOR BALANCING BODILY PROCESSES for which an application for United States Letters Patent was filed on December 11, 2003, in the United States Patent and Trademark Office, bearing Serial No. 10/735,526, and identified as Attorney Client-Matter No: 62114-077;

WHEREAS, Assignors believe themselves to be the original inventors of the invention disclosed and claimed in said application for Letters Patent; and

WHEREAS, the parties desire to have a recordable instrument assigning the entire right, title and interest in and to said invention, said application and any Letters Patent that may be granted for said invention in the United States and throughout the world;

NOW, THEREFORE, in accordance with the obligations to assign the invention and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignors sell, assign, and transfer to Assignee, the entire right, title, and interest in and to said invention, said application, any applications entitled to benefit of priority to said application under Title 35, United States Code, Sections 120, 121 or 251, which include divisionals, continuations and reissues, and any Letters Patent that may be granted on said invention or these applications in the United States and throughout the world, including the right to file foreign applications directly in the name of the Assignee and to claim for any such foreign applications any priority rights to which such applications are entitled under international conventions, treaties, or otherwise.

Bland et al.

Serial No.:

10/735,526

Filed:

December 11, 2003

Page 2

Assignors agree that, upon request and without further compensation, but at no expense to Assignors, they and their legal representatives and assigns will do all lawful acts, including the execution of papers and the giving of testimony, that may be necessary or desirable for obtaining, sustaining, reissuing, or enforcing Letters Patent in the United States and throughout the world for said invention, and for perfecting, recording, or maintaining the title of Assignee, its successors and assigns, to said invention, said application, and any Letters Patent granted for said invention in the United States and throughout the world.

Assignors represent and warrant that they have not granted and will not grant to others any rights inconsistent with the rights granted herein.

Assignors authorize and request that any United States or foreign Letters Patent granted for said invention, whether on said application or on any subsequently filed divisional, continuation or reissue application, be issued to Assignee, its successors and assigns, as the assignee of the entire interest in said invention.

Bland et al. 10/735,526

Serial No.: Filed:

December 11, 2003

Page 3

IN WITNESS WHEREOF, Assignors have executed this Assignment on the date(s) provided below.

Assignor:

Jeffrey S. Bland

Signati

Date 4/17/04

STATE OF Washington COUNTY OF PIERCE

On QORI 12 2004, 2004, before me, WATHERD M. STWYER
personally appeared Jeffrey S. Bland, ____ personally known to me - OR - ____ proved to me on
the basis of satisfactory evidence to be the person(s) whose name(s) is subscribed to the within
instrument and acknowledged to me that he executed the same in his authorized capacity(ies),
and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which
the person(s) acted, executed the instrument.

WITNESS by hand and official seal.

Mgnature of Notary)

PUBLIC 0>-05-06

Bland et al.

Serial No.:

10/735,526

Filed:

December 11, 2003

Page 4

Assignor:

DeAnn J. Liska

Signature

Date

STATE OF Washington)
COUNTY OF PIERCE

on Opin 12, 2004, before me, Math (EE) m. Dawyer personally appeared DeAnn J. Liska, personally known to me - OR - proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity(ies), and that by her signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS by hand and official seal.

Signature of Notary)

Inventors: Serial No.: Filed: Page 5	Bland et al. 10/735,526 December 11, 2003	
		Assignor:
		Kim Carleton Krumhar
		Kin C. Kulan
		Signature
		Date April 9, 2004
STATE OF)	
COUNTY OF		
me on the basi- within instrum capacity(ies), a behalf of which	s of satisfactory evidence to be the three tand acknowledged to me that	personally known to me - OR proved to me person(s) whose name(s) is subscribed to the tashe executed the same in her authorized the instrument the person(s), or the entity upon

(Signature of Notary)

CALIFORNIA ALL-PURPOSE ACKNOWLEDGEMENT

State of California
County of Los Angeles

On *Monday, June 07*, 2004 before me, Jonathan Bullock, Notary Public, personally appeared *Kim Krumhar*,

personally known to me

proved to me on the basis of satisfactory evidence

to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity and that by his signature on the instrument the person, or the entity on behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Jonathan Bullock, Notary Public

Bland et al.

Serial No.:

10/735,526

Filed:

December 11, 2003

Page 6

Assignor:

Matthew L. Tripp

Matty Signature

Date April 12, 2004

STATE OF WAShington)
COUNTY OF PIERCE

or proved to me on the personally appeared Matthew Tripp, personally known to me - OR - proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS by hand and official seal.

ignature of Notary

Bland et al.

Serial No.:

10/735,526

Filed:

December 11, 2003

Page 7

Assignor:

Gary K. Darland

Signature

Date 12 Apr 04

STATE OF WASHING TOWN
COUNTY OF PIERCE

on <u>Corul 12</u>, 2004, before me, <u>Market 10</u> personally appeared Gary K. Darland, <u>we personally known to me - OR - <u>proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.</u></u>

WITNESS by hand and official seal.

Signature of Notary

Bland et al.

Serial No.:

10/735,526

Filed:

December 11, 2003

Page 8

Assignor:

Robert H. Lerman

Signature

Date May 3, 200

STATE OF (NASHINGTON)
COUNTY OF PIER (*E

On May 3, 2004, before me, Math (SEUM). Saw Expersonally appeared Robert Lerman, personally known to me - OR - proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS by hand and official seal.

Ignature of Notary)

PUBLIC 0>-05-0

Bland et al.

Serial No.:

10/735,526

Filed:

December 11, 2003

Page 9

Assignor:

Daniel Q. Lukaczer

Signature

Date

STATE OF WASh INGTON COUNTY OF PIERCE

on the basis of satisfactory evidence to be the person(s) whose name(s) is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument

WITNESS by hand and official seal.

ignature of Notary)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

Bland, et al.

Serial No.: Filed:

10/735,526

12/11/03

Title:

MEDICAL COMPOSITION FOR BALANCING BODILY PROCESSES

Docket:

062114.0077

CERTIFICATE OF MAILING

I certify that this document is being deposited on the date stated below, with the U.S. Postal Service as first class mail under 37 C.F.R. § 1.8 and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

01/06/04

Date

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Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Dear Sir:

Enclosed herewith for filing in connection with the above-identified patent application are the following:

- 1. Power of Attorney and Correspondence Address Indication Form;
- 2. Statement under 37 C.F.R. § 3.73(b); and
- 3. Return Postcard.

No fees are believed due but the Commissioner is hereby authorized to charge any additional fees that may be required or credit any overpayment to Deposit Account No. 50-1133.

Respectfully submitted,

Simona A. Levi-Minzi, Ph.D.

Attorney for Applicants

Registration No. 43,750

McDermott Will & Emery LLP 201 South Biscayne Boulevard **Suite 2200**

Miami, Florida 33131 Telephone: 305.347.6528 Facsimile: 305.347.6500

Date: 01/06/04